

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 26TH SEPTEMBER 2007 / 4TH ASWINA 1929

WP(C).No. 22932 of 2007(E)

PETITIONER:

**SASANKAN S.,
VAYALILKADA, NANTHAYIVANAM, NAGAROOOR (P.O),
THIRUVANANTHAPURAM.**

**BY ADV. SRI.C.R.SIVAKUMAR
SMT.G.VIDYA**

RESPONDENTS:

- 1. THE STATE OF KERALA,
REPRESENTED BY THE SECRETARY, DEPARTMENT OF
CO-OPERATION, SECRETARIAT, THIRUVANANTHAPURAM.**
- 2. THE REGISTRAR OF CO-OPERATIVE SOCIETIES,
OFFICE OF THE REGISTRAR OF CO-OPERATIVE SOCIETIES,
THIRUVANANTHAPURAM.**
- 3. THE SECRETARY,
THE KILIMANOOR CO-OPERATIVE AGRICULTURAL AND
RURAL DEVELOPMENT BANK LTD.NO.T 316.,KILIMANOOR,
THIRUVANANTHAPURAM DISTRICT.**
- 4. THE SPECIAL SALE OFFICER,
THE KILIMANOOR CO-OPERATIVE AGRICULTURAL AND
RURAL DEVELOPMENT BANK LTD.NO.T.316, KILIMANOOR,
THIRUVANANTHAPURAM DISTRICT.**

R1 & R2 BY GOVERNMENT PLEADER (SHRI P.K. RAVIKRISHNAN)

**R3& R4 BY ADV. SRI.NAGARAJ NARAYANAN
SRI.RAJAN VELLOTH
SRI.SAIJO HASSAN
SRI.A.S.SABU**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 26/09/2007,THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX IN W.P.(C). NO. 22932 OF 2007 E

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE PASS BOOK IN LOAN NO.NF NO.69/00.

EXT.P2 TRUE COPY OF THE TELEGRAMT DATED 31.5.2007.

EXT.P3 TRUE COPY OF THE NOTICE DATED 1.6.2007.

EXT.P4 TRUE COPY OF THE NOTICE DATED 13.6.2007.

EXT.P5 TRUE COPY OF THE PAPER PUBLICATION DATED 17.7.2007.

EXT.P6 TRUE COPY OF THE REPRESENTATION DATED 21.7.2007.

// TRUE COPY//

PS TO JUDGE

K. M. JOSEPH, J.

W.P.C. NO. 22932 OF 2007 E

Dated this the 26th September, 2007

JUDGMENT

Petitioner availed a loan. It was not repaid. Recovery steps are under challenge. Heard the learned counsel appearing for the respondent Bank also. Counsel for petitioner prays for time to pay off the amount in instalments. Petitioner is permitted to pay off the amount in eight equal monthly instalments. The respondent Bank will serve a Statement on the petitioner within two weeks from today, showing the exact amount of instalments to be paid on the basis that the petitioner has to pay the amount remaining to be paid with due interest in eight equal monthly instalments. The first instalment shall be paid on or before 22.10.2007 and the remaining instalments on or before the 22nd of every succeeding month. If any of the instalments is defaulted, petitioner will lose the benefit of this Judgment and the respondent Bank will be free to proceed against the petitioner in accordance with law.

The Writ Petition is disposed of as above.

K. M. JOSEPH, JUDGE

kbk.